

INSURANCE LAW REVISION COMMISSION [3182]

ADMINISTRATIVE RECORDS, 1981-1985.

3 cu. ft. and 4 microfilm reels

DESCRIPTION: On March 11, 1981, the Utah State Legislature created the Insurance Law Revision Commission (ILRC) to rewrite Utah's insurance laws. These records document the essential administrative and drafting functions of the ILRC as it recodified Title 31, Utah Insurance Code between May 1981 and February 1985. Included in this series are correspondence; personnel records; budget statements; procedural guides and frequently used forms; newsletters, press releases, and Insurance Department publications; comments solicited from interested parties; reports to the state legislature; references pertinent to specific topical issues; and miscellaneous data and notes compiled to facilitate the drafting process. The records address, in great detail, the extent of and capacity in which numerous specific individuals were involved with the project; the basic financial operations of the commission, its members and staff in their official duties; the concerns and interests of both commission members, drafters, and interested outside parties as regarded specific sections and issues of the proposed code; and pertinent local issues situated in their broader national context. The commission's administrative offices were provided, in part, by the Department of Insurance, and together with the Office of Legislative Research and General Counsel, they provided staff assistance to the commission during a portion of its existence. This series contains the correspondence of Michael O. Leavitt as a member of the commission, prior to his election to the Governor's Office in 1993.

Reports and comments submitted by outside parties seeking input are included herein as thirty-five subfiles under file #26 and comprise the most substantive single set of records contained in the series. These comments provide an important window into the concerns of outside interested parties and document the commission's systematic effort to solicit public input on the proposed changes. These "outside" comments, however, differ significantly from comments submitted by the commission members and drafters directly involved in the drafting process (primarily included in the minutes and compiled drafts) and should be clearly

distinguished from such.

ARRANGEMENT: Arrangement is numerical by file number, and thereunder predominantly in reverse chronological order by year, month, and day. Many of the primary dated documents (such as letters and memoranda) are accompanied by numerous attending documents both dated and undated. Wherever possible, such accompanying documents follow their primary document in their original order. As a result, significant spans of attending references between primary documents will proceed in no particular arrangement. Undated documents not clearly included as referents to a primary document will follow the overall chronological sequence at the back of each file folder in no particular order. Fifteen subject files follow the numbered file folders in alphabetical file name order.

RELATED RECORDS: INSURANCE LAW REVISION COMMISSION. MINUTES, 1981-1985, Series 25136, document the regular and special meetings and activities of the Insurance Law Revision Commission through its recodification of Title 31, Utah Insurance Code.

INSURANCE LAW REVISION COMMISSION. BILL DRAFTING FILES, 1981-1985, Series 25134, document the recodification of Title 31, Utah Insurance Code as conducted by the Insurance Law Revision Commission.

INSURANCE CODE TASK FORCE. MINUTES AND ADMINISTRATIVE RECORDS, 1985-1986, Series 25138, document the regular and special meetings and activities of the Insurance Code Task Force as it reviewed and amended the draft Title 31A, Utah Insurance Code (enacted by SB 232, 1985) before it became active June 1, 1986.

INSURANCE CODE TASK FORCE. BILL DRAFTING AND COMMENT FILES, 1985-1986, Series 25137, document the review and amendment of Title 31A, Utah Insurance Code by the Insurance Code Task Force as passed by the Utah Legislature as SB 232, 1985.

UTAH. GOVERNOR (1977-1985 : MATHESON). BOARD AND COMMISSION APPOINTMENT RECORDS, 1969-1984, Series 219, contains resumes, applications, appointment notices, and correspondence pertaining to the governor's appointments to the Insurance Law Revision Commission.

CUSTODY HISTORY: As head staff of the ILRC and the Insurance Law Revision Commission (ICTF), Dane Leavitt maintained the records through the majority of the recodification project. At the conclusion of the project in March 1986, the Insurance Department indicated their plan to discard the records. Recognizing their value, Mr. Leavitt took the records and stored them in the attic of his office building in Cedar City, Utah. Over the years continuing interest in the original intent of the new insurance code brought numerous attorneys and researchers to Cedar City to review the records. At Mr. Leavitt's bidding, the Utah State Archives agreed to take custody of the records in September 2002.

Alice Cone and Arlene Schmuland, processing and reference archivists at the Utah State Archives, traveled to Cedar City in October 2002 and returned with seven cubic foot boxes and two banker's boxes.

PROCESSING NOTE: Rummaging by numerous researchers through the documents (over the 15 intervening years before their transfer to the Archives) left the records in a state of considerable disorder. Through archival processing the records have been returned to their original arrangement as far as was possible. Michael A. Church processed this series in the Spring and Summer of 2003. Prior to transferring the records, Dane Leavitt collected those with "the most probative value to the research of legislative history" into one box to facilitate such research. Identified as Box 1 of the original nine boxes transferred, this box included the March 25, 1983 initial draft (with extensive drafter's comments), the minutes of the ILRC and ICTF respectively, and miscellaneous documents related to SB 232 and its passing. During processing, these documents were returned to their original placement in the records' initial arrangement and notes were included in the individual series inventories to direct researchers to their final location.

PREFERRED CITATION: Cite the Utah State Archives and Records Service, the creating agency name, the series title, and the series number.

CONTAINER LIST

Reel	Box	Folder	Description
1	1	1	(1) Personnel
1	1	2	(2) Addresses
1	1	3	(3) Monthly budget statements
1	1	4	(5) Department newsletters
1	1	5	(6) Spencer L. Kimball's published articles
1	1	6	(7) File system outline
1	1	7	(9) Forms
1	1	8	(10) Correspondence to commission
1	1	9	(11) Drafting guides
1	1	10	(12) Advisory committee names
1	1	11	(13) Advisory committee invitation letters
1	1	12	(14) Law library aids
1	1	13	(15) Work schedule, insurance code outline
1	1	14	(16) Media coverage
1	1	15	(17) Press releases
1	1	16	(19) John F. Piercey, correspondence
1	1	17	(21) Spencer L. Kimball, all other

Reel	Box	Folder	Description
1	1	18	correspondence (22) Dane Leavitt, all other
1	1	19	correspondence (22) Dane Leavitt, all other
1	1	20	correspondence [continued] (22a) Lincoln Hobbs,
1	1	21	correspondence (23) Miscellaneous
1	1	22	correspondence (24) Linda Neilson, all
1	1	23	correspondence (25) Michael O. Leavitt, all
1	1	24	material sent to advisory committee (26) General comments
1	1	25	(26) Motor Club, comments
1	1	26	(26) Providers affecting providers, comments
1	1	27	(26) Reinsurance, comments
1	1	28	(26) Title chapter, comments
1	1	29	(26) 96-1, comments
1	1	30	(26) 31-2, comments
1	1	31	(26) 96-2, comments
1	1	32	(26) 96-3, comments
1	1	33	(26) 96-5, comments
1	1	34	(26) 31-10, comments
1	1	35	(26) 31-11, comments
1	1	36	(26) 96-11, comments
1	1	37	(26) 31-13, comments
1	1	38	(26) 96-13, comments
1	1	39	(26) 31-14, comments
1	1	40	(26) 31-14, comments [continued]
1	1	41	(26) 96-14 comments
1	1	42	(26) 96-15, comments
1	1	43	(26) 96-15, comments [continued]
2	2	1	(26) 96-15a, comments
2	2	2	(26) 96-16, comments
2	2	3	(26) 96-17, comments
2	2	4	(26) 31-18, comments
2	2	5	(26) 96-18, comments
2	2	6	(26) 96-19, comments
2	2	7	(26) 96-20, comments
2	2	8	(26) 96-32, comments
2	2	9	(26) 96-25, comments
2	2	10	(26) 96-25, comments [continued]
2	2	11	(26) 96-27, comments
2	2	12	(26) 92-28, comments
2	2	13	(26) 96-28, comments

Reel	Box	Folder	Description
2	2	14	(26) 96-29, comments
2	2	15	(26) 96-31, comments
2	2	16	(26) 96-31, comments [continued]
2	2	17	(26) 96-32, comments
2	2	18	(26) 96-32, comments [continued]
2	2	19	(26) 96-36, comments
2	2	20	(26) 96-45, comments
2	2	21	(26) 96-46, comments
2	2	22	(27) Insurance Corporation Law Working Subcommittee
2	2	23	(28) Mutual benefit associations
2	2	24	(29) Third party prescription issues
2	2	25	(29) Liability insurance, rules of evidence
2	2	26	(30) New York report on insurance industry regulation reform
2	2	27	(31) Comments of Frank Smith, Jr. on 96-45
2	2	28	(32) Comments of John K. Morris on Chapters 31 and 32
2	2	29	(33) Internal revenue code
2	2	30	(34) Report to legislature
2	2	31	(35) Spencer L. Kimball's speech at the San Francisco ABF meeting
2	2	32	(36) Risk management fund
2	2	33	(37) 41-12, comments
2	2	34	(38) Surplus lines
2	2	35	(38) Surplus lines [continued]
2	2	36	(39) Comments concerning reinsurance
2	2	37	(39) Comments concerning reinsurance [continued]
2	2	38	(39) Comments concerning reinsurance [continued]
2	2	39	(39.1) Reinsurance topical advisory committee
2	2	40	(40) Title insurance comments
2	2	41	(40.3) Dictation system
2	2	42	(40.4) Drafting guide
2	2	43	(41) 96-11, domestic insurers law revision articles
3	2	44	(41) 96-11, domestic insurers law revision articles [continued]
3	2	45	(41.1) 96-11, domestic insurers law revision articles
3	3	1	(42) 96-13, health insurance and ERISA trust law review articles
3	3	2	(42) 96-13, health insurance and

Reel	Box	Folder	Description
			ERISA trust law review articles [continued]
3	3	3	(42.1) 96-13, health insurance and ERISA trust law review articles
3	3	4	(42.1) 96-13, health insurance and ERISA trust law review articles [continued]
3	3	5	(43) Workers compensation
3	3	6	Workers compensation [continued]
3	3	7	(44) Topical advisory committees
3	3	8	(44.1) TAC invitation letters, gift annuities
3	3	9	(44.2) TAC invitation letters, agents and brokers
3	3	10	(45) Research assistant
3	3	11	(45.1) Memos from David Dillon
3	3	12	(45.1) Memos from David Dillon [continued]
3	3	13	Collateral references
3	3	14	Comments needing response [Comments received through Linda Neilson]
3	3	15	80-4 Formation of new companies [Comments received through Linda Neilson]
3	3	16	Glen Taylor's problems [Comments received through Linda Neilson]
4	3	17	Miscellaneous [Comments received through Linda Neilson]
4	3	18	Miscellaneous [Comments received through Linda Neilson]
4	3	19	Completed assignments
4	3	20	Completed assignments from Spencer L. Kimball
4	3	21	Copies of receipts
4	3	22	Dillon's 96-28
4	3	23	Draft order forms
4	3	24	Draft order forms (sent)
4	3	25	Ideas concerning undrafted sections
4	3	26	Miscellaneous references
4	3	27	Miscellaneous references [continued] [see map drawer ?? for map of block 91, Heber City originally included in this folder]
4	3	28	Municipalities
4	3	29	Outside comments on multiple and

Reel	Box	Folder	Description
4	3	30	unidentified chapters Provisions outside title 31 needing amendment
4	3	31	Subject index
4	3	32	Things to review
4	3	33	Topical advisory committee letters
Map drawer	Folder	Description	
9	1	Map of block 91, Heber City, Utah [originally included in box 3, folder 27]	